N.J. BOARD OF DENTISTRY

ROBERT J. DEL TUFO ATTORNEY GENERAL OF NEW JERSEY

By: Kathy Rohr
Deputy Attorney General
Division of Law, Room 316
1100 Raymond Boulevard
Newark, New Jersey 07102
Tel: (201) 648-4735

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE BOARD OF DENTISTRY
DOCKET NO.

In the Matter of Administrative Action ROBERT BELFON, D.M.D. )

CONSENT ORDER

Licensed to Practice Dentistry )
in the State of New Jersey

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of complaints concerning the dental treatment rendered to two youngsters named Keshia Bonneau and Dawn Leary by Dr. Robert Belfon. The Board reviewed Dr. Belfon's patient records and X-rays, subsequent treating dentist's patient records including X-rays and photographs, the Board's consultant's reports, and acquired further information at an investigative inquiry attended by Dr. Belfon together with his counsel Edward J. Kologi, Esq., on February 7, 1990.

The Board and Dr. Belfon having determined to resolve this matter on a consensual basis without recourse to formal proceedings and for good cause shown; IT IS ON THIS DAY OF MARCH, 1990,

## HEREBY ORDERED AND AGREED THAT:

Dr. Belfon's practice of dentistry shall be monitored by Dr. Madeline Badalaty, or in the event Dr. Badalaty should become unavailable, by a New Jersey licensed dentist as appointed by the Board. Dr. Belfon shall permit said monitor to make random unannounced visits to his dental office, for one half (1/2) of a day at a frequency of approximately two times per month for a period of six (6) months from the entry date of this Order. The role of the monitor shall be to review patient treatment plans with Dr. Belfon, review records, observe the performance of dental treatment, observe the treatment results, and to discuss with Dr. Belfon any or all of the aforementioned duties. Dr. Belfon shall not unreasonably refuse to permit said visits on days that his office is open for business. The monitor shall take such steps as may be reasonable and necessary to respect the normal operations of Dr. Belfon's office when visits In the discretion of the monitor, any treatment plan or treatment record may be submitted to the Board for review. Dr. Belfon shall fully cooperate with the monitor in carrying out the requirements of this Consent Order by permitting observation of his performance of of dental treatment during the time that the monitor makes visits to his office and by making himself available to discuss the cases that are seen on these days. In addition, Dr. Belfon shall take recommended

corrective action in the event that deficiencies or errors in his practice or recordkeeping procedures are found by the monitor. Any disputes in regard to such corrective action may be submitted to the Board for review. The function of the monitor shall primarily be that of making observations and recommendations. The monitor shall not be responsible to render dental treatment in the office of Dr. Belfon in any manner whatsoever. In the event that the monitor concludes that a significant deviation from accepted practice in dental treatment has occurred, is occurring or is about to occur, said monitor shall immediately notify the Board or the Attorney General.

- 2. The fee for the monitor shall be \$300 for each one-half (1/2) day visit. Dr. Belfon shall be responsible for the payment of the monitor's fees and shall submit a check to the monitor in the aforesaid amount within ten (10) days after each visit.
- 3. The monitor shall forward a report to the Board approximately halfway through the monitoring period and again at the end of the monitoring period concerning the monitoring responsibility and observations.

SAMUEL E. FURMAN, D.D.S.

PRESIDENT

STATE BOARD OF DENTISTRY

I have read the within Order and I hereby agree to the terms and conditions of this Order.

ROBERT BELFON, D.M.

I have read the within Order and

EDWARD J. KOLOGI ESQ. Counsel for Dr. Bellon